

In re )  
**BILLY MAGSINO DOCTOR, JR. AND ESTER** )  
**TUYOR DOCTOR,** )  
 Debtor(s) )

Bankruptcy No.: 09-53980 AW  
R.S. No.: RJB-516  
Hearing Date: November 3, 2009  
Time: 10:30 A.M.

Relief From Stay Cover Sheet

Instructions: Complete caption and Section A for all motions. Complete Section B for mobile homes, motor vehicles, and personal property. Complete Section C for real property. Utilize Section C as necessary. If moving party is not a Movant, briefly summarize the nature of the motion in Section D.

- (A) Date Petition Filed: **May 22, 2009** 13 Chapter:  
Prior hearings on this obligation: \_\_\_\_\_ Last Day to File §523/§727 Complaints: \_\_\_\_\_

- (B) Description of personal property collateral (e.g. 1983 Ford Taurus):

Movant [ ] or lessor [ ]

Fair market value:	\$ _____
Contract Balance:	\$ _____
Monthly Payment:	\$ _____
Insurance Advance:	\$ _____

Source of value: \_\_\_\_\_  
 Pre-Petition Default: \$ \_\_\_\_\_  
 No. of months: \_\_\_\_\_  
 Post-Petition Default: \$ \_\_\_\_\_  
 No. of months: \_\_\_\_\_

- (C) Description of real property collateral (e.g. Single family residence, Oakland, CA):

Single family residence: 199 Checkers Drive, San Jose, CA 95116

Fair market value: \$ **300,000.00** Source of value: **Schedule A** If appraisal, date: \_\_\_\_\_

Moving Party's position (first trust deed, second, abstract, etc.):

## FIRST TRUST DEED

Approx. Bal.	\$ 529,265.55
As of (date): 10/13/09	
Mo. payment:	\$ 1,899.84
Notice of Default (date):	n/a
Notice of Trustee's Sale:	n/a

Pre-Petition Default:	\$ 15,588.72
No. of months:	8
Post-Petition Default:	\$ 10,299.20
No. of months:	5
Advances Senior Liens	\$ n/a

Specify name and status of other liens and encumbrances, if known (e.g. trust deeds, tax liens, etc.):

Position		Amount	Mo. Payment	Defaults
1 <sup>st</sup> Trust Deed:	COUNTRYWIDE HOME LOANS, INC.	\$ 555,153.47	\$ 1,899.84	\$ 25,887.92
2 <sup>nd</sup> Trust Deed:	COUNTRYWIDE	\$ 68,000.00	\$ unknown	\$ unknown
	:			
	:			
	:			
	:			
	(Total)	\$ 623,153.47	\$ 1,899.84	\$ 25,887.92

- (D) Other pertinent information:

- There is **no** equity in the subject real property.
- Debtors have made **no** post-petition payments to Movant.

Dated: 10/14/09 /s/ Richard J. Bauer, Jr.

Signature

**Richard J. Bauer, Jr., Esq.**

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Print or Type Name

Attorney for **COUNTRYWIDE HOME LOANS, INC.**